

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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ALONSO BANEAS,

Petitioner,

-against-

THOMAS DECKER, *et al.*,

Respondents.

21-CV-2359 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on March 17, 2021, Petitioner filed a Petition for a Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241 (Dkt. 1);

WHEREAS on March 26, 2021, the Court of Appeals for the Second Circuit granted a temporary stay of removal pending review of Petitioner's formal motion for a stay of removal and his petition for review ("PFR") of the Board of Immigration Appeals' decision denying his application for relief from removal (Dkt. 17; Case No. 21-6128);

IT IS HEREBY ORDERED THAT: No later than **April 26, 2021** Petitioner may file a supplemental brief in support of his habeas petition in light of the Second Circuit's temporary stay. The Government's opposition is due by **May 3, 2021**. Both briefs are limited to ten pages, double spaced. The Court urges the parties to focus on the impact of the Second Circuit's decision in *Velasco Lopez v. Decker et al.*, 978 F.3d 842 (2d Cir. 2020) on whether Petitioner is entitled to a bond hearing in which the Government would bear the burden to show that Petitioner's continued detention is justified.

SO ORDERED.

Dated: March 18, 2021
New York, New York



VALERIE CAPRONI
United States District Judge